

# The Metropolitan Water District of Southern California

# Agenda

The mission of the Metropolitan Water District of Southern California is to provide its service area with adequate and reliable supplies of high-quality water to meet present and future needs in an environmentally and economically responsible way.

## L&C Committee

M. Luna, Chair  
J. Garza, Vice Chair  
M. Camacho  
G. Cordero  
L. Dick  
C. Douglas  
C. Kurtz  
T. McCoy  
C. Miller  
G. Peterson  
M. Ramos  
K. Seckel

## **Legal and Claims Committee - Final - Revised 2**

Meeting with Board of Directors \*

**February 13, 2024**

**8:30 a.m.**

Agendas, live streaming, meeting schedules, and other board materials are available here: <https://mwdh2o.legistar.com/Calendar.aspx>. If you have technical difficulties with the live streaming page, a listen-only phone line is available at 1-877-853-5257; enter meeting ID: 873 4767 0235. Members of the public may present their comments to the Board on matters within their jurisdiction as listed on the agenda via in-person or teleconference. To participate via teleconference 1-833-548-0276 and enter meeting ID: 876 9484 9772 or click <https://us06web.zoom.us/j/87694849772?pwd=V3dGZGRYUjJ3allqdUxXTIJRM044Zz09>

**Tuesday, February 13, 2024  
Meeting Schedule**

**08:30 a.m. L&C  
10:00 a.m. EOP  
12:00 p.m. Break  
12:30 p.m. OWS  
02:30 p.m. BOD**

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MWD Headquarters Building • 700 N. Alameda Street • Los Angeles, CA 90012

Teleconference Locations:

Cedars Sinai Medical Center • 8700 Beverly Blvd • Los Angeles, CA 90048

34819 Calle Del Sol • Capistrano Beach CA 92624

Long Beach Water Department • 1800 E Wardlow Road • Long Beach, CA 90807

3008 W. 82nd Place • Inglewood, CA 90305

1005 S Cardiff Street • Anaheim, CA 92806

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\* The Metropolitan Water District's meeting of this Committee is noticed as a joint committee meeting with the Board of Directors for the purpose of compliance with the Brown Act. Members of the Board who are not assigned to this Committee may participate as members of the Board, whether or not a quorum of the Board is present. In order to preserve the function of the committee as advisory to the Board, members of the Board who are not assigned to this Committee will not vote on matters before this Committee.

**1. Opportunity for members of the public to address the committee on matters within the committee's jurisdiction (As required by Gov. Code Section 54954.3(a))**

**2. MANAGEMENT ANNOUNCEMENTS AND HIGHLIGHTS**

A. General Counsel's report of monthly activities

[21-3016](#)

**Attachments:** [02132024 LC 2A Report](#)

**\*\* CONSENT CALENDAR ITEMS -- ACTION \*\***

**3. CONSENT CALENDAR OTHER ITEMS - ACTION**

- A. Approval of the Minutes of the Legal and Claims Committee for November 14, 2023 (Copies have been submitted to each Director, any additions, corrections, or omissions) [21-3017](#)

**Attachments:** [02132024 LC 3A \(11142023\) Minutes](#)

**4. CONSENT CALENDAR ITEMS - ACTION**

- 7-9 Human Resources Matter. [WITHDRAWN 2.6.2024] [21-3059](#)

- 7-10 Approve amendments to the Metropolitan Water District Administrative Code to modify the structure and duties of various committees; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [21-3020](#)

**Attachments:** [02132024 LC 7-10 B-L](#)

- 7-11 Approve: (1) changes to the Metropolitan Water District 457(b) and 401(k) deferred compensation plans to establish an investment committee and adopt investment committee bylaws; and (2) amendments necessary to conform the plans and the Metropolitan Administrative Code to the proposed changes, current law, practices, and regulations; the General Manager has determined that the proposed action is exempt or otherwise not subject to CEQA [21-3021](#)

**Attachments:** [02132024 LC 7-11 B-L](#)  
[02132024 LC 7-11 Presentation](#)

**\*\* END OF CONSENT CALENDAR ITEMS \*\***

**5. OTHER BOARD ITEMS - ACTION**

NONE

**6. BOARD INFORMATION ITEMS**

NONE

**7. COMMITTEE ITEMS**

- a. Quarterly Report on General Auditor Professional Services Contracts executed between September 1, 2023 and December 31, 2023, as required by Administrative Code Section 6453 [21-3018](#)

- b.** Update on litigation challenging the California Department of Water Resources’ compliance with the California Environmental Quality Act and other environmental laws regarding its certification of a Final Environmental Impact Report for and approval of the Delta Conveyance Project in the following nine cases: City of Stockton v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000009; County of Butte v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000011; County of Sacramento v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000014; County of San Joaquin et al. v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000010; Sacramento Area Sewer District v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000012; San Francisco Baykeeper, et al. v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000017; Sierra Club, et al. v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000008; South Delta Water Agency and Rudy Mussi Investment L.P. v. California Department of Water Resources, San Joaquin County Superior Court Case No. STK-CV-UCP-2024-0000816; Tulare Lake Basin Water Storage District v. California Department of Water Resources, Sacramento County Superior Court Case No. 24WM000006. [ADDED ITEM 2/1/2024]

[21-3061](#)

**Attachments:** [02132024 LC 7b Presentation](#)

- c.** Report on Sierra Club et al. v. California Department of Water Resources, Sacramento County Superior Court Case No. 34-2020-80003517 (consolidated with California Department of Water Resources v. All Persons Interested in the Matter, etc., Sacramento County Superior Court Case No. 34-2020-00283112) [Conference with legal counsel – existing litigation; to be heard in closed session pursuant to Gov. Code Section 54956.9(d)(1)]

[21-3040](#)

**8. FOLLOW-UP ITEMS**

NONE

**9. FUTURE AGENDA ITEMS**

**10. ADJOURNMENT**

**NOTE: This committee reviews items and makes a recommendation for final action to the full Board of Directors. Final action will be taken by the Board of Directors. Committee agendas may be obtained on Metropolitan's Web site <https://mwdh2o.legistar.com/Calendar.aspx>. This committee will not take any final action that is binding on the Board, even when a quorum of the Board is present.**

**Writings relating to open session agenda items distributed to Directors less than 72 hours prior to a regular meeting are available for public inspection at Metropolitan's Headquarters Building and on Metropolitan's Web site <https://mwdh2o.legistar.com/Calendar.aspx>.**

**Requests for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in a meeting should be made to the Board Executive Secretary in advance of the meeting to ensure availability of the requested service or accommodation.**